(3)

BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

CONTEMPT PETITION NO. 51 /2004

APPLICANT

RAKESH KUMAR SWARNKAR, SON OF SHRI N.K. SWARNKAR, AGED ABOUT 45 YEARS, CONSULTANT, CHHATTISGARH INDUSTRIAL AND TECHNICAL CONSTULTANCY CENTRE, (A DIVISION OF MPCON) 190, SAMTA COLONY, RAIPUR (CHHATTISGARH)

P.R. No. 1030/04
Presented by Shri Sushil Dubey
dated 16-11-04

VERSUS

CONTEMNOR

DR. P.K. LAHIRI, MANAGING DIRECTOR, MADHYA PRADESH CONSULTANCY ORGANIZATION LIMITED, GANGOTRI, T.T. NAGAR, BHOPAL (MADHYA PRADESH)-462-003

CONTEMPT PETITION UNDER SECTION 14 OF THE COURT OF CONTEMPTS ACT READ WITH ARTICLE 215 OF THE CONSTITUTION OF INDIA

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक Cont. Pe. 51/04 सन् 200

(32)

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

30-11-2004

Shri Sushil Dubey, Counsel for the petitioner.

Heard.

Learned counsel for the petitioner submits that the petitioner was transferred. He also submits that the petitioner filed the writ petition bearing No.1724/2002 which was disposed of by this Court vide order dated 9-7-2003 with a direction to the petitioner to make a detailed representation raising his grievances including the demand of salary for last one year before the competent authority of the respondents along with a copy of the petition and the order, within a month, and on such representation being filed, the same shall be considered by the competent authority of the respondents on its own merits in accordance with law, as early as possible preferably within three months from the date of receipt of the representation. It was also directed that if any amount is due, that may be paid to the petitioner.

It is submitted that the petitioner submitted the representation before the competent authority within the stipulated period, but the same has not been decided so far. Learned counsel for the petitioner submitted that the non-consideration of the representation within the stipulated period as directed by this Court amounts to contempt for violation of the order.

Having considered the facts and circumstances of the case and the material on record, instead of proceeding for contempt for violation of the direction of this Court, for the time being ends of

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक..... सन् 200

(33)

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	justice will be served if a direction is given to the petitioner to make a fresh representation within 15 days alongwith a copy of this order before the respondent, who shall decide the same positively within six weeks from the date of receipt/production of the representation. Non-compliance shall be viewed very seriously. With the aforesaid observations, the petition stands disposed of. Certified copy as per rules. *Hande/-*	Sd/- Fakhruddin Judge

GRPRJ—FS/350—12/2000—50,000.